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REMARKS

Applicants have amended the Specification at Paragraph 1 to remove the phrase "the entire contents of which are hereby incorporated by reference."

The Specification has also been amended on Page 119, the paragraph beginning at line 22 and ending on page 120, line 2. Here, Applicants have more clearly indicated which amino acids of the PMS sequence are referred to, as required by the Examiner.

Applicants have canceled claims 67, 84, 87, 90, and 93.

Applicants have amended claim 69 by indicating that the Her2 analog comprises the continuous sequence of Her2 starting at SEQ ID NO:3, amino acid residue 1 and including at least amino acid residue 654. Support for this Amendment can be found in the Specification on page 142, line 26 to page 143, line 4 and page 144, line 2 to page 148, line 10.

Claim 95 has been amended by replacing "has" with "consists of."

No new matter has been added.

New Matter Objection

The Examiner objected to the amendment of paragraph 1 of the Specification, filed May 14, 2004, indicating that it introduces new matter in the disclosure because the incorporation by reference

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to the Provisional Application Serial No. 60/105,011 is not supported by the original disclosure. Applicants have deleted this reference, thereby overcoming the objection.

Rejections Under 35 USC 103(a)

The Examiner has rejected claims 67, 68, 84, 87, 90 and 93 over various combination of prior art. Although the Applicants do not concede the propriety of these rejections, Applicants have canceled claims 67, 68, 84, 87, 90 and 93, thereby making the rejections moot.

In view of the above, and consistent with the Examiner's indication of allowable subject matter, all of the claims remaining in the case (namely claims 69, 86, 89, 92 and 95) are submitted as defining non-obvious patentable subject matter.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Leonard R. Svensson (Reg. No. 30,330) at 714-708-8555 to conduct an Interview in an effort to expedite prosecution in connection with the present application.


Pursuant to 37 C.F.R. §§ 1.17 and 1.36 (a), the Applicants respectfully petition for a one (1) month extension of time for filing a response in connection with the present application. Please charge Deposit account 02-2448 for the required fee of \$110.

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If necessary, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment and credit any overpayment to Deposit Account 02-2448 for any additional fees requesting under 37 CFR §§ 1.16 or 1.17; particularly, Extension of Time fees.

Respectfully submitted,

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